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AMARAVATI, THURSDAY, JULY 6, 2023

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PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**COLLECTOR
VIZIANAGARAM**

Rc.No.708/2022/A3.

Date : 14-05-2023.

SHOW CAUSE NOTICE

VIZIANAGARAM DISTRICT - DISTRICT REVENUE UNIT - Sri K.NANI BABU, JUNIOR ASSISTANT, O/o SPECIAL DEPUTY COLLECTOR (LA), BOBBILI - ABSCONDED FROM DUTIES SINCE 28.07.2021 WITHOUT ANY INTIMATION - DISCIPLINARY ACTION INITIATED - ARTICLE OF CHARGES ISSUED - ARTICLE OF CHARGES NOT SERVED ON INDIVIDUAL DUE TO WHEREABOUTS NOT KNOWN - ARTICLE OF CHARGES PUBLISHED IN AP GAZETTE AS PER RULE 42 (III) OF AP CS (CCA) RULES, 1991 - PUBLISHED IN THE NOTICE BOARD OF O/o SDC (LA), BOBBILI, i.e., LAST STATION OF THE INDIVIDUAL, WHERE HE HAD WORKED - NO EXPLANATION RECEIVED SO FAR - SHOW CAUSE NOTICE ISSUED.

- Ref: 1.Rc.No.80/2021/SA, dt.23.02.2021 of the Special Deputy Collector (LA), Bobbili.
2. This office Rc.No.708/2022/A3, Dt.06.03.2022
3.Representation of Sri K.Nani Babu, Junior Assistant, O/o Special Deputy Collector (LA), Bobbili through registered post.
4. Rc.No.80/2021/SA, dt.01.10.2022 of the Special Deputy Collector (LA), Bobbili
5. This office Rc.No.708/2022/A3, Dt.01.11.2022 letter addressed to the Commissioner of Printing Stationary & Stores Purchase, Andhra Pradesh. Viiavawada.

6. AP Gazette W.No.45 Amaravati, Wednesday, November 16, 2022
7. This office Rc.No.708/2022/A3, Dt.06.04.2023.
8. Rc.No.80/2021/SA, dt.11.04.2023 of the Special Deputy Collector (LA), Bobbili

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Based on the report of the Special Deputy Collector (LA), Bobbili received vide reference 1st cited, disciplinary action initiated against Sri K.Nani Babu, Junior Assistant, O/o Special Deputy Collector (LA), Bobbili under APCS (CCA) Rules, 1991 by framing the following Article of Charge vide reference 2nd cited.

"Sri K.Nani Babu, Junior Assistant while working in O/o Special Deputy Collector (LA), Bobbili applied leave for 7 days on 28.07.2021 on medical grounds without proper format and unauthorisedly absconded from duty without further intimation . Such conduct on his part affected the regular course of work pertaining to International Greenfield Airport, Bhogapuram which is prioritised and time bound programme of Government. Thus, the above act on the part of Sri K.Nani Babu amounts to lack of devotion to duty and indiscipline violating Rule 3 (1) of APCS (Conduct) Rules, 1964 and warranting disciplinary action under APCS (CCA) Rules, 1991. Hence charge".

It was not served on individual due to non availability either his residential address or his whereabouts not known as reported by the Special Deputy Collector (LA), Bobbili vide reference 4th cited. Hence, as per Rule 42 (iii) of AP CS (CCA) Rules, 1991 the Article of Charges were sent to the Commissioner of Printing Stationary & Stores Purchase, Andhra Pradesh, Vijayawada for printing and publishing in the A.P Gazette and to send 5 sets of such published Gazettes to this office for taking further action under APCS (CCA) Rules, 1991 vide reference 5th cited. Accordingly, the Commissioner of Printing Stationary & Stores Purchase, Andhra Pradesh, Vijayawada has printed the Article of charges issued by the Collector, Vizianagaram vide Rc.No.708/2022/A3, Dt.06.03.2022, published in AP Gazette vide W.No.45 Amaravati, Wednesday, November 16, 2022 at pages 1 to 3 and sent published copies vide reference 6th cited and the same has been published in notice board of Collector's Office, Vizianagaram on 06.04.2023 and also sent to the Special Deputy Collector (LA), Bobbili (Being last station) vide reference 7th cited with a request to publish the above Gazette in their office notice board and submit the publication report to this office duly mentioning the date of publication for taking further necessary action.

The Special Deputy Collector (LA), Bobbili vide reference last cited has reported that the above Gazette received vide reference 7th cited has been published on 11.04.2023 in notice board of O/o Special Deputy Collector (LA), Bobbili.

In view of the above, even though it is more than 1 month from the date of publication of Article of Charges (AP Gazette W.No.45 Amaravati, Wednesday, November 16, 2022), as state above, the charged officer, i.e., Sri K.Nani Babu, Junior Assistant, O/o Special Deputy Collector (LA), Bobbili has not submitted any explanation and whereabouts not known so far.

In this regard, as per the procedure laid down under Rule 20 (4) of APCS (CCA) Rules, 1991, Article of Charges has been issued to the Charged Officer. At para 3 of the said Charge Memo, it was directed to submit his written statement of defence within 10 days of receipt of Article of Charges. It was also stipulate at para 5 of said order that if he fails to submit his written statement of defence within 10 days further action would be processed based on the material available.

The above Article of Charges could not be served on Charged Officer as whereabouts is not known. The Rule 42 (iii) of APCS (CCA) Rules, 1991, enables the disciplinary authority that if it cannot be served any orders or notices etc., or communicated, the same to be published in AP Gazette.

As per the above Rule, the Article of Charges has been published in AP Gazette vide W.No.45 Amaravati, Wednesday, November 16, 2022 and published in notice board of Collector's Office, Vizianagaram on 06.04.2023 and in notice board of O/o Special Deputy Collector (LA), Bobbili being last station on 11.04.2023. Despite of lapse of 1month, no explanation received from Charged Officer.

The charge is about absconding from duties without any intimation w.e.f.28.07.2021till to date. Thus the period of absconding from duties without any intimation amounts to more than 1 year. As per provisio under Rule 9(ix) of APCS (CCA), Rules, 1991, as amended vide G.O.Ms.No.127 GA (Services.C), Department, Dated:15.09.2017, a Government Servant shall be deemed to have been removed from service, if he is absent from duty without authorization for a period exceeding 1 year provided a Show Cause Notice to explain the reasons for such absence from duty shall be given to the Government Servant and his reply shall be considered before invoking the said provisio.

In view of the above, the Charged Officer i.e., Sri K.Nani Babu, Junior Assistant, O/o Special Deputy Collector (LA), Bobbili is directed to show cause as to why he should not be penalised with major penalty of removal from service for his absconding from duties without any intimation from 28.07.2021 as per provisio under Rule 9(ix) of APCS (CCA), Rules, 1991, as amended vide G.O.Ms.No.127 GA (Services.C), Department, Dated:15.09.2017. He is directed to submit his explanation within 15 days from date of publication of this Show Cause Notice in AP Gazette and also informed that if he fails to submit his explanation within stipulated time, it will be construed that he has no explanation and further action will be taken as per rules based on the material available on record.

NAGALAKSHMI S,
Collector,
Vizianagaram.

To

Sri K.Nani Babu, Junior Assistant O/o Special Deputy Collector (LA), Bobbili, through the Special Deputy Collector (LA), Bobbili.